



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 37697-8936

Applicant: Edward W. MERRILL *et al.*

Confirmation No.: 7738

Appl. No.: 09/842,166

Examiner: C. Miller

Filing Date: April 26, 2001

Art Unit: 3738

Title: RADIATION AND MELT TREATED ULTRA HIGH MOLECULAR WEIGHT
POLYETHYLENE PROSTHETIC DEVICES

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Election
S. Byers
11/16/02

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Washington, D.C. 20231

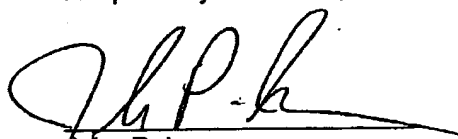
Sir:

In response to the restriction requirement mailed October 9, 2002 (Paper No. 9), applicants hereby elect with traverse the claims of Group I, namely claims 124-36.

Applicants traverse the restriction requirement on the grounds that the examiner has not demonstrated the requisite "serious burden" needed to justify a restriction requirement. See MPEP § 803(B) (August 2001) at 800-4. Given that the claims have already been searched, applicants submit that there seems to be no serious burden on the examiner to examine all of the claims. Thus, applicants respectfully request examination of all of the claims.

Respectfully submitted,

November 8, 2002
Date


John P. Isacson
Reg. No. 33,715

Heller Ehrman White & McAuliffe LLP
1666 K Street, NW, Suite 300
Washington, DC 20006-1229
Telephone: (202) 912-2000
Facsimile: (202) 912-2020

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